

U.S.S.N 09/942,959  
Osbakken *et al.*  
PRELIMINARY AMENDMENT



errors. New Claims 93-113 are being added. Included as an attachment is a marked-up version of the amended claims, per 37 CFR §1.121. No new matter has been added. Claims 93-113 read on the elective species.

\* \* \*

Entry of this amendment is respectfully requested.

Respectfully submitted,  
HELLER EHRMAN WHITE & McAULIFFE LLP

By:

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Osbakken *et al.*  
Serial No.: 09/942,959  
Conf. No.: 7962  
Filed: August 31, 2001  
For: *AEROSOLIZED ANTI-  
INFECTIVES, ANTI-  
INFLAMMATORIES, AND  
DECONGESTANTS FOR THE  
TREATMENT OF SINUSITIS*  
Art Unit: 1616  
Examiner: DeWitty, R.

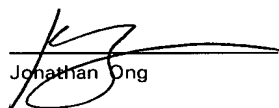
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U.S. Patent and Trademark Office  
P.O. Box 2327  
Arlington, VA 22202

  
Jonathan Ong

ATTACHMENTS TO THE AMENDMENT

Commissioner for Patents  
U.S. Patent and Trademark Office  
P. O. Box 2327  
Arlington, VA 22202

Dear Sir:

The following attachment is provided:

Marked up claims in accordance with 37 C.F.R §1.121.



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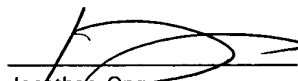
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**MARKED UP CLAIMS PURSUANT TO 37 C.F.R. § 1.121**

New Claims 93-113 have been added.

Claims 68, 74, and 86 have been amended as follows (additions are underlined, deletions are [bracketed]):

68. (Amended) The method of claim 67, wherein the composition is administered via a nebulizer [and] having a nasal adapter.

74. (Amended) The method of claim 67, wherein the pharmaceutical composition further comprises a second agent, wherein the second agent is selected from the group consisting of an anti-histamine, a mast cell stabilizer, a non-antibiotic anti-microbial agent, an anti-leukotriene, an anti-viral, an antiseptic, a non-steroidal anti-inflammatory, a combination of at least two antibiotics, an agent for treating nasal polyps, an anticholinergic agent and combinations thereof.

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Osback n *et al.*  
AMENDED CLAIMS



86. (Amended) The method of claim 74, wherein the second agent is a non-antibiotic anti-microbial agent.[, wherein the at least two antibiotics are selected from the group consisting of penicillins, cephalosporins, macrolides, ketolides, sulfonamides, quinolones, aminoglycosides, beta lactam antibiotics, and linezolid.]